

**EXHIBIT E**

## SUPREME COURT OF THE STATE OF NEW YORK — NEW YORK COUNTY

PRESENT: HON. NICHOLAS FIGUEROA  
*Justice*PART 46UNITHREE INVESTMENT CORP.

- v -

SERVICE EMPLOYEES INTERNATIONAL UNIONINDEX NO. 106296/07  
MOTION DATE 6/5/07  
MOTION SEQ. NO. 001  
MOTION CAL. NO. \_\_\_\_\_

The following papers, numbered 1 to \_\_\_\_\_ were read on this motion

Notice of Motion/ Order to Show Cause — Affidavits — Exhibits ...

Answering Affidavits — Exhibits \_\_\_\_\_

Replying Affidavits \_\_\_\_\_

## PAPERS NUMBERED

1, 2, 3Cross-Motion: ☐ Yes ☒ No

UPON the foregoing papers, It is ordered that this motion to permanently stay the arbitration commenced by respondent against petitioner is granted on default and the arbitration is permanently stayed (CPLR 7503(b)(c)).

Petitioner must serve a copy of this order with notice of entry on the respondent and on the arbitration panel within five days of entry.

This constitutes the decision and order of the court.

**FILED**  
JUN 07 2007  
COUNTY CLERK'S OFFICE  
NEW YORK

Dated: June 5, 2007  
J.S.C.Check one: ☒ FINAL DISPOSITION ☐ NON-FINAL DISPOSITIONMOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE  
FOR THE FOLLOWING REASON(S):